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TRANSMITTAL FORM

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TRANSMITTAL FORM		Application Number	09/353,583
		Filing Date	July 15, 1999
		First Named Inventor	Samuel Reichgott RECEIVED
		Group Art Unit	2611 DEC 12 2002
		Examiner Name	H. Tran Technology Center 2600
Total Number of Pages in This Submission	20	Attorney Docket Number	GEN-040

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): _____
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Steven L. Nichols, Esq. (Reg. No.: 40,326)	
Signature		
Date	December 5, 2002	

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AF /2611

GEN-040

09/353,583
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Group Art Unit: 2611

RECEIVED

Samuel REICHGOTT et al.

Conf. No.; 3801

DEC 12 2002

Serial No.: 09/353,583.

Examiner: H. Tran

Technology Center 2600

Filed: July 15, 1999

For: METHOD & APPARATUS FOR PREVENTING DISRUPTIONS IN SET-TOP TERMINAL FUNCTION DUE TO THE DOWNLOAD OF UPDATED PROGRAMMING OR DATA TO THE SET-TOP TERMINAL

BOX AF

Commissioner for Patents
Washington, D.C. 20231

RESPONSE UNDER 37 C.F.R. § 1.116

Sir:

This is a fully and timely response to the final Office Action of October 23, 2002 (Paper No. 18). Reconsideration and allowance are respectfully requested. Claims 1-46 are currently pending and stand rejected by the Examiner.

§ 102 rejection

Claims 1-4, 6-19, 21-22, 24-27, 29-37, and 39-44 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,440,632 to Bacon et al. ("Bacon"). Applicants respectfully traverse this rejection.

Claim 1 recites:

A set-top terminal for connecting a subscriber to a cable network, said terminal comprising:
a processor; and
a memory unit,